



TECH CENTER 1600-2900

APR 17 2001

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1614

Patent  
030639.0027.UTL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#5

In re the Application of:

Kolterman, et al.

Serial No.: 09/756,690

Filed: January 9, 2001

For: USE OF EXENDINS AND  
AGONISTS THEREOF FOR  
MODULATION OF TRIGLYCERIDE  
LEVELS AND TREATMENT OF  
DYSLIPIDEMIA

Group Art Unit: 1614

Examiner: TBA

TRANSMITTAL LETTER

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed are the following documents:

- Transmittal Letter;
- Information Disclosure Statement
- PTO Form 1449
- Copies of 40 cited references
- Return Postcard

CERTIFICATE OF MAILING  
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231.

APRIL 11, 2001  
Date of Deposit


Laura Sullivan  
Name of Person Mailing Paper  
Laura Sullivan  
Signature of Person Mailing Paper

No fee is believed due in connection with this transmittal. However, if any fee is due, kindly charge the appropriate amount to Deposit Account No. 50-1273.

Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

Dated: 4/10/01

By:   
Edward O. Kreusser  
Reg. No. 38,523

BROBECK, PHLEGER & HARRISON LLP  
12390 El Camino Real  
San Diego, CA 92130-2081  
Phone (858) 720-2500  
Fax (858) 720-2555



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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In compliance with the Applicants' duty under 37 CFR 1.97-98, the following information is brought to the attention of the Examiner. The items are listed on the attached Form PTO-1449 and copies are enclosed for the convenience of the Examiner.

The items identified in this Information Disclosure Statement may or may not be "material" pursuant to 37 CFR 1.56 and the submission thereof by Applicants shall not be construed as an admission that any such patent, publication or other information referred to therein is material or

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Signature of Person Mailing Paper

considered to be material (37 CFR 1.97(h)), or even qualifies as "prior art" under 35 U.S.C. § 102 with respect to this invention unless specifically designated by Applicants as such.

The filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information, as defined in 37 CFR 1.56, exists.

This Supplemental Information Disclosure Statement is believed to be timely in that it is being submitted under 37 CFR 1.97(b) (3) before the mailing of a first Office Action on the merits, whereby no petition or fee is required. However, if counsel for Applicant is in error in this regard, the Commissioner is requested to consider this a petition and he is authorized to charge any required petition fee to counsel's Deposit Account No. **50-1273**.

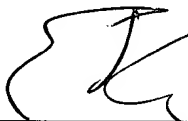
Respectfully submitted,

BROBECK, PHLEGER & HARRISON LLP

Dated: \_\_\_\_\_

4/10/01

By: \_\_\_\_\_

  
Edward O. Kreusser  
Reg. No. 38,523

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San Diego, CA 92130-2081  
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